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TO:

Group Art Unit 1645

FROM:

Frank C. Eisenschenk, Ph.D.

COMPANY:

U.S. Patent & Trademark Office

DATE:

April 1, 2002

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SUBJECT/MESSAGE:

U.S. Patent Application Docket No. GEN-100D1

HUMAN DEFENSIN DEF-X (Bougueleret, Chumakov)

Serial No. 10/045,180; Filed October 18, 2001

Your Ref.: 30.US2.DIV

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INFORMATION DISCLOSURE STATEMENT

Examining Group 1645

Patent Application

Docket No. GEN-100D1

Serial No. 10/045,180



facsimile transmitted to the United States Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner

(Unassigned)

Art Unit

1645

Applicant(s)

Lydie Bougueleret and Ilya Chumakov

Serial No.

10/045,180

Filed

October 18, 2001

For

HUMAN DEFENSIN POLYPEPTIDE DEF-X, GENOMIC DNA AND CDNA,

COMPOSITION CONTAINING THEM AND APPLICATIONS TO DIAGNOSIS AND

TO THERAPEUTIC TREATMENT.

Assistant Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 AND 1.98

Sir:

In accordance with 37 C.F.R §§ 1.97 and 1.98, Applicants would like to bring to the attention of the Examiner, the references cited in the following patent application:

U.S. Serial No. 09/486,580, filed February 25, 2000.

37 C.F.R. § 1.98(d) states that a copy of any patent, publication, or other information listed in an information disclosure statement is not required to be provided if it was previously cited by or submitted to the Office in a prior application, provided that the prior application is properly identified in the statement and relied on for an earlier filing date under 35 U.S.C. § 120.

As copies of the references cited on the attached form PTO-1449, can be found in patent application Serial Number 09/486,580, filed February 25, 2000, copies of those references are not provided herewith. The subject application, Serial No. 10/045,180, claims the benefit under 35 U.S.C. § 120 of the filing date of patent application Serial No. 09/486,580. Accordingly, Applicants respectfully request that the copies of references supplied in the Information Disclosure Statement of the 09/486,580 application, as well as references cited during prosecution thereof, be made of record in this application.

Applicants respectfully assert that the substantive provisions of 37 C.F.R. §§ 1.56, 1.97, and 1.98 are met by the foregoing statements.

Respectfully submitted,

Frank C. Eisenschenk, Ph.D.

Patent Attorney

Registration No. 45,332

Phone No.: 352-375-8100 Fax No.:

352-372-5800

Address: Saliwanchik, Lloyd & Saliwanchik

> A Professional Association 2421 N.W. 41st Street, Suite A-1 Gainesville, FL 32606-6669

FCE/an

Attachment: PTO Form SB/08A (Substitute for Form 1449)

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PTO/SB/08A (10-01)
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| | | | | Application Number | 10/045,180 | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) | | | | Filing Date | October 18, 2001 | |
| | | | AN I | First Named Inventor | Lydie Bougueleret | |
| | | | essary) | Art Unit | 1645 | |
| | | | | Examiner Name | Unassigned | |
| Sheet | 1 | of | 3 ' | Attorney Docket Number GEN-100D1 | | |

| | U.S. PATENT DOCUMENTS | | | | | | |
|-----------------------|-----------------------|--|--------------------------------|---|---|--|--|
| Examiner Initials* | Cite No. 1 | Document Number Number - Kind Code ² (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | | |
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| | U4 | US- | | | | | |
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| | U6 | US- | | | | | |
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| | | Foreign Patent Document | | | Pages, Columns, Lines, | |
| Examiner Initials* | Cite No. 1 | Country Code ³ - Number ⁴ - Kind Code ⁵ (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Where Relevant Passages or Relevant Figures Appear | T⁵ |
| | F1 · | WO 89/11291 | 11-30-1989 | Invitron Corp. | All | Ι |
| | F2 | , WO 94/21672 | 09-29-1994 | Regents of U. of Calif. | All | |
| | F3 | WO 95/32287 | 11-30-1995 | Magainin Pharmaceuticals | All | |
| | F4 | | | | | |
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| Application Number | 10/045,180 | | |
| Filing Date | October 18, 2001 | | |
| First Named Inventor | Lydie Bougueleret | | |
| Group Art Unit | 1645 | | |
| Examiner Name | Unassigned | | |
| Attorney Docket Number | GEN-100D1 | 1 | |

| | | NON PATENT LITERATURE DOCUMENTS | |
|--------------------|---------------|--|----|
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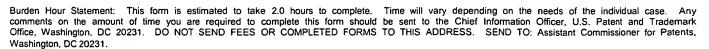
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| First Named Inventor | Lydie Bougueleret | |
| Group Art Unit | 1645 | _ |
| Examiner Name | Unassigned | |
| Attorney Docket Number | GEN-100D1 | |

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